

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

MILAUDI KARBOAU,

Plaintiff,

V.

LOWELL CLARK, MACHOTTON,  
GEORGE WIGGEN, JANSSEN  
SADLER, LEE JARAMELIO, DALE  
SHELLY, PORTER, JOSE  
MONCIVIAISE, ERIC SMITH,  
SNYDER, HAUBIEL, OSMAN  
KOUNTA, MACRTHER, DE GRAAFT,  
MCCURDY, PAT LOVE, ALICIA  
SINGLETON, S. STEVENSON, U.S.  
DEPARTMENT OF HOMELAND  
SECURITY, IMMIGRATION AND  
CUSTOMS ENFORCEMENT, ERIC H.  
HOLDER, JANET NAPOLITANO,  
NEAL KLARK, JAMES BOENING,  
SAN MEGUEL, MASON, DE LA PAZ,  
and FUENTES.

## Defendants.

No. C12-5045 BHS/KLS

ORDER DENYING MOTION FOR  
ISSUANCE OF SUBPOENAS

Plaintiff Milaudi Karboau is currently detained at the Northwest Detention Center in Tacoma, Washington. Plaintiff has been granted leave to proceed *in forma pauperis* under separate order. ECF No. 8. Plaintiff's civil rights complaint is presently under review by the undersigned. *See Wong v. Bell*, 642 F.2d 359, 361 (9th Cir. 1981) (court "may act on its own initiative to note the inadequacy of a complaint and dismiss it for failure to state a claim" upon

1 which relief may be granted) (citing 5 C. Wright & A. Miller, Federal Practice and Procedure, s  
2 1357 at 593 (1969)). If the Court determines that the complaint is adequate, it will direct the  
3 Clerk to serve the complaint. *See* Fed. R. Civ. P. 4(c)(3) (requiring the court to order service of  
4 process “if the plaintiff is authorized to proceed in forma pauperis under 28 U.S.C. § 1915 . . .”).  
5 If the Court determines that the complaint is inadequate, the Plaintiff will be given an  
6 opportunity to show cause or to file an amended complaint before the Clerk is directed to serve  
7 the complaint. In either event, there is no need for the issuance of subpoenas.  
8

9 Accordingly, it is **ORDERED**:

- 10 (1) Plaintiff’s motion for the issuance of subpoenas (ECF No. 7) is **DENIED**.  
11 (2) The Clerk shall send a copy of this Order to Plaintiff.

13 **DATED** this 17th day of February, 2012.  
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16 Karen L. Strombom  
17 United States Magistrate Judge  
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